

HOUSE No. 1403

By Mr. Walsh of Lynn, petition of Steven M. Walsh relative to clean-up of contaminated properties commonly known as Brownfields. Environment, Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT ESTABLISHING BROWNFIELD CLEANUP STANDARDS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 21E of the General Laws, as defined in the 2002 Offi-
2 cial Edition, is hereby amended by adding the following
3 section:—

4 Section 19A. Brownfield Cleanup Practices.

5 (1) The Brownfield property shall implement a “use based
6 approach” to cleanup standards, whereas the intended use of the
7 property will dictate the cleanup approach.

8 (2) Redevelopment parties shall be allowed to clean-up contam-
9 inated properties within their jurisdictions and shall be free from
10 liability if such clean-ups are conducted in a manner that suffices
11 standards approved by the waste site cleanup professional licensed
12 by the Commonwealth pursuant to section 19 to 19J, inclusive of
13 Chapter 21A.